

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS-----X  
CHRISTOPHER LONG,

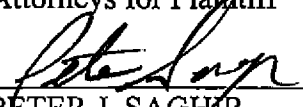
Plaintiff,

-against-

THE ROMAN CATHOLIC DIOCESE OF BROOKLYN,  
XAVERIAN BROTHERS, XAVERIAN HIGH SCHOOL,  
and OUR LADY OF ANGELS PARISH, BROOKLYN,Defendants.  
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TO THE ABOVE NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the plaintiff's attorneys within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: New York, New York  
October 25, 2019Yours etc.,  
GAIR, GAIR, CONASON, RUBINOWITZ, BLOOM,  
HERSHENHORN, STEIGMAN & MACKAUF  
Attorneys for Plaintiff  
PETER J. SAGHIR  
80 Pine Street, 34<sup>th</sup> Floor  
New York, New York 10005  
(212) 943-1090

TO: See Attached Service Rider

Index No.: \_\_\_\_\_/19

Date Filed: \_\_\_\_\_/19

SUMMONSPlaintiff designates Kings  
County as the place of trial.Basis of venue: CPLR 503(a)  
County in which a substantial  
part of the events or  
omissions giving rise to the  
claim occurred.

SERVICE RIDER

THE ROMAN CATHOLIC DIOCESE OF BROOKLYN  
310 Prospect Park West  
Brooklyn, NY 11215

XAVERIAN BROTHERS  
Xaverian Brothers Residence  
7100 Shore Road  
Brooklyn, NY 11209

XAVERIAN HIGH SCHOOL  
7100 Shore Road  
Brooklyn, NY 11209

OUR LADY OF ANGELS PARISH, BROOKLYN  
7320 4<sup>th</sup> Avenue  
Brooklyn, NY 11209

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS-----X  
CHRISTOPHER LONG,

Index No.: \_\_\_\_\_/19

Plaintiff,

VERIFIED COMPLAINT

-against-

THE ROMAN CATHOLIC DIOCESE OF BROOKLYN,  
XAVERIAN BROTHERS, XAVERIAN HIGH SCHOOL,  
and OUR LADY OF ANGELS PARISH, BROOKLYN,Defendants.  
-----X

Plaintiff, complaining of the defendants, by and through his attorneys, GAIR,  
GAIR, CONASON, RUBINOWITZ, BLOOM, HERSHENHORN, STEIGMAN & MACKAUF,  
respectfully shows to this Court and alleges as follows:

AS AND FOR A FIRST CAUSE OF ACTION

1. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, was and still is not for profit religious corporation duly organized and existing under and by virtue of the laws of the State of New York.
2. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, owned a school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.
3. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, its agents, servants and employees managed, maintained, operated and controlled the aforesaid school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

4. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, held itself out to the public as the owner of Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

5. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, held itself and its agents, servants and employees out to the public as those who managed, maintained, operated and controlled Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

6. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, owned a school known as Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

7. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, its agents, servants and employees managed, maintained, operated and controlled the aforesaid school known as Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

8. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, held itself out to the public as the owner of Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

9. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, held itself and its agents, servants and employees out to the public as those who managed, maintained, operated and controlled Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

10. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, was and still is a not for profit religious corporation duly organized

and existing under and by virtue of the laws of the State of New York.

11. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, owned a school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

12. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, its agents, servants and employees managed, maintained, operated and controlled the aforesaid school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

13. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, held itself out to the public as the owner of Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

14. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, held itself and its agents, servants and employees out to the public as those who managed, maintained, operated and controlled Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

15. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, was and still is a not for profit religious corporation duly organized and existing under and by virtue of the laws of the State of New York.

16. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, owned a school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

17. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, its agents, servants and employees managed, maintained,

operated and controlled the aforesaid school known as Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

18. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, held itself out to the public as the owner of Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

19. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, held itself and its agents, servants and employees out to the public as those who managed, maintained, operated and controlled Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

20. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, was and still is a not for profit religious corporation duly organized and existing under and by virtue of the laws of the State of New York.

21. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, owned a school known as Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

22. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, its agents, servants and employees managed, maintained, operated and controlled the aforesaid school known as Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

23. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, held itself out to the public as the owner of Our Lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

24. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, held itself and its agents, servants and employees out to the public as those who managed, maintained, operated and controlled Our Lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

25. Upon information and belief, that at all times herein mentioned, Joseph Mussa was a Xaverian Brother.

26. Upon information and belief, Joseph Mussa is deceased.

27. Upon information and belief, that at all times herein mentioned, Joseph Mussa was hired by defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

28. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, installed Joseph Mussa as a teacher at Xaverian High School.

29. Upon information and belief, that at all times herein mentioned, Joseph Mussa served as a teacher at Xaverian High School at the pleasure of defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

30. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, installed Joseph Mussa as a teacher at Our lady of Angels School.

31. Upon information and belief, that at all times herein mentioned, Joseph Mussa served as a teacher at Our lady of Angels School at the pleasure of defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

32. Upon information and belief, that at all times herein mentioned, Joseph Mussa was on the staff of defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

33. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting as an agent of defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

34. Upon information and belief, that at all times herein mentioned, Joseph Mussa was an employee of defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

35. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting in the course and scope of his employment with defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN.

36. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, hired Joseph Mussa.

37. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, retained Joseph Mussa.

38. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, supervised Joseph Mussa.

39. Upon information and belief, that at all times herein mentioned, Joseph Mussa was teacher at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

40. Upon information and belief, that at all times herein mentioned, Joseph Mussa had an office on the premises of Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

41. Upon information and belief, that at all times herein mentioned, Joseph Mussa was a teacher at Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

42. Upon information and belief, that at all times herein mentioned, Joseph Mussa had an office on the premises of Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn, NY 11209.



43. Upon information and belief, that at all times herein mentioned, Joseph Mussa was on the staff of defendant, XAVERIAN BROTHERS.

44. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting as an agent of defendant, XAVERIAN BROTHERS.

45. Upon information and belief, that at all times herein mentioned, Joseph Mussa was an employee of defendant, XAVERIAN BROTHERS.

46. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting in the course and scope of his employment with defendant, XAVERIAN BROTHERS.

47. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, hired Joseph Mussa.

48. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, retained Joseph Mussa.

49. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, supervised Joseph Mussa.

50. Upon information and belief, that at all times herein mentioned, Joseph Mussa was on the staff of defendant, XAVERIAN HIGH SCHOOL.

51. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting as an agent of defendant, XAVERIAN HIGH SCHOOL.

52. Upon information and belief, that at all times herein mentioned, Joseph Mussa was an employee of defendant, XAVERIAN HIGH SCHOOL.

53. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting in the course and scope of his employment with defendant, XAVERIAN HIGH

SCHOOL.

54. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, hired Joseph Mussa.

55. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, retained Joseph Mussa.

56. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, supervised Joseph Mussa.

57. Upon information and belief, that at all times herein mentioned, Joseph Mussa was on the staff of defendant, OUR LADY OF ANGELS PARISH, BROOKLYN.

58. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting as an agent of defendant, OUR LADY OF ANGELS PARISH, BROOKLYN.

59. Upon information and belief, that at all times herein mentioned, Joseph Mussa was an employee of defendant, OUR LADY OF ANGELS PARISH, BROOKLYN.

60. Upon information and belief, that at all times herein mentioned, Joseph Mussa was acting in the course and scope of his employment with defendant, OUR LADY OF ANGELS PARISH, BROOKLYN.

61. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, hired Joseph Mussa.

62. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, retained Joseph Mussa.

63. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, supervised Joseph Mussa.

64. Upon information and belief, that at all times herein mentioned, defendant, THE

ROMAN CATHOLIC DIOCESE OF BROOKLYN, was responsible for the staffing and hiring at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

65. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, did the hiring and staffing at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

66. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, was responsible for the staffing and hiring at Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

67. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, did the hiring and staffing at Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

68. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, was responsible for the staffing and hiring at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

69. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, did the hiring and staffing at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

70. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, was responsible for the staffing and hiring at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

71. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, did the hiring and staffing at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209.

72. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, was responsible for the staffing and hiring at Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

73. Upon information and belief, that at all times herein mentioned, defendant, OUR LADY OF ANGELS PARISH, BROOKLYN, did the hiring and staffing at Our lady of Angels School located at 7320 Fourth Avenue, Brooklyn NY 11209.

74. Upon information and belief, that at all times herein mentioned, Joseph Mussa had complaints of sexual abuse made against him.

75. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees knew or should have known of the aforesaid complaints of sexual abuse against Joseph Mussa.

76. Upon information and belief, that at all times herein mentioned, Joseph Mussa was a known sexual abuser of children.

77. Upon information and belief, that at all times herein mentioned, defendant, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, received complaints that Joseph Mussa had been a sexual abuser of children.

78. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN BROTHERS, received complaints that Joseph Mussa had been a sexual abuser of children.

79. Upon information and belief, that at all times herein mentioned, defendant, XAVERIAN HIGH SCHOOL, received complaints that Joseph Mussa had been a sexual abuser of children.

80. Upon information and belief, that at all times herein mentioned, defendant, OUR

LADY OF ANGELS, BROOKLYN, received complaints that Joseph Mussa had been a sexual abuser of children.

81. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees, knew or should have known that Joseph Mussa had been the subject of complaints of sexual abuse.

82. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees, knew or should have known that Joseph Mussa was a known sexual abuser of children.

83. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees, could reasonably have anticipated that Joseph Mussa's sexual abuse complaints and sexual abuse of children would be likely to result in injury to others.

84. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees failed to investigate the aforesaid complaints against Joseph Mussa.

85. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees failed to properly, adequately and thoroughly investigate the aforesaid complaints against Joseph Mussa.

86. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees failed to report or refer the aforesaid complaints made against Joseph Mussa, to the police or any other agency to be investigated.

87. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees carelessly, negligently and recklessly ignored and dismissed the aforesaid complaints against Joseph Mussa.

88. Upon information and belief, that at all times herein mentioned, the aforesaid complaints against Joseph Mussa, had merit.

89. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees, knew or should have known that the aforesaid complaints against Joseph Mussa, had merit.

90. That at all times herein mentioned, defendants, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, XAVERIAN BROTHERS, XAVERIAN HIGH SCHOOL, and OUR LADY OF ANGELS PARISH, BROOKLYN, failed to establish policies and procedures directed towards protecting minors from sexual abuse.

91. That at all times herein mentioned, plaintiff, CHRISTOPHER LONG, was enrolled as a student at Xaverian High School from approximately 1989 to 1992.

92. That at all times herein mentioned, plaintiff, CHRISTOPHER LONG, was enrolled as a student at Our lady of Angels School from approximately 1983 to 1989.

93. From approximately 1987 to 1990, Joseph Mussa, using the trust and authority vested in him by defendants, began grooming plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, to gain the trust of and control over the infant as part of his plan to sexually molest and abuse him.

94. From approximately the Spring of 1987 to the Spring 1989, Joseph Mussa sexually abused plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, on school property at Our Lady of Angels school located at 7320 Fourth Avenue, Brooklyn NY 11209.

95. From approximately the Fall of 1989 to the Fall of 1990, Joseph Mussa sexually abused plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, on school property at Xaverian High School located at 7100 Shore Road, Brooklyn, NY 11209, and other locations.

96. The aforesaid abuse constituted a sexual offense as defined in article one hundred thirty of the penal law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the penal law, or a predecessor statute that prohibited such conduct at the time of the act, which conduct was committed against a child less than eighteen years of age.

97. From approximately the Spring of 1987 to the Spring 1989, defendants, their agents, servants and employees knew or should have known that Joseph Mussa was sexually abusing plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, on school property at Our Lady of Angels School located and other locations.

98. From approximately the Fall of 1989 to the Fall of 1990, defendants, their agents, servants and employees knew or should have known that Joseph Mussa was sexually abusing plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, on school property at Xaverian High School, and other locations.

99. Upon information and belief, that at all times herein mentioned, defendants, their agents, servants and employees knew or should have known that the sexual abuse by Joseph Mussa of plaintiff, CHRISTOPHER LONG, while plaintiff was still an infant, was ongoing.

100. Defendants, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, XAVERIAN HIGH SCHOOL and XAVERIAN BROTHERS trained and instructed Joseph Mussa for his employment at Xaverian High School.

101. Defendants, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, XAVERIAN BROTHERS, and, OUR LADY OF ANGELS PARISH, BROOKLYN, trained and instructed Joseph Mussa for his employment at Our Lady of Angels School.

102. Upon information and belief, that at all times herein mentioned, Joseph Mussa

was under the direct supervision and control of defendants, THE ROMAN CATHOLIC DIOCESE OF BROOKLYN, XAVERIAN HIGH SCHOOL, XAVERIAN BROTHERS, and, OUR LADY OF ANGELS PARISH, BROOKLYN, when he performed the wrongful acts described herein.

103. That the aforesaid occurrences were caused or contributed to by the negligence, carelessness and recklessness and the willful, wanton, and grossly negligent conduct of the defendants, their agents, servants and/or employees, in: selecting, hiring, contracting and retaining Joseph Mussa to work with the plaintiff while plaintiff was still an infant and other children when it was known or should have been known to the defendants herein that Joseph Mussa had a history of complaints made against him and a propensity to sexually abuse children and in fact had sexually abused children; selecting, hiring, contracting and retaining Joseph Mussa when it was known or should have been known to the defendants herein that he did not possess the requisite skills or qualifications to work with children; failing to properly and adequately supervise the conduct of Joseph Mussa as it related to the plaintiff while plaintiff was still an infant and other children when it was known or should have been known to the defendants herein that Joseph Mussa had a history of complaints made against him and a propensity to sexually abuse children and in fact had sexually abused children; failing to warn or advise the plaintiff, who was still an infant, his parents and others of Joseph Mussa's propensity to sexually abuse children and of the fact that he had sexually abused children whom he came in contact with by and through his roles at Our Lady of Angels School, and, Xaverian High School; causing, permitting and allowing the sexual abuse to continue; failing to take any measures to stop the sexual abuse when it was known or should have been known to the defendants herein that the sexual abuse was continuing and ongoing; failing to establish adequate and effective



professional training and educational programs and procedures for their employees calculated to prevent the sexual abuse of children; failing to implement any measures or take any steps to prevent Joseph Mussa from sexually abusing the plaintiff while the plaintiff was still an infant when it was known or should have been known to the defendants herein that Joseph Mussa had a history of complaints of sexual abuse made against him and a propensity to sexually abuse children and in fact had sexually abused children; failing to make any inquiry into the background of Joseph Mussa before selecting, hiring, contracting and retaining him; failing to make any inquiry into the background of Joseph Mussa before selecting, hiring, contracting and retaining him when it was known or should have been known before he was hired that Joseph Mussa had a propensity to sexually abuse children and had a history of complaints made against him; failing to use reasonable care to correct and remove Joseph Mussa and continuing to retain him when it was known or should have been known to the defendants herein that Joseph Mussa had a history of complaints made against him and a propensity to sexually abuse children and in fact had sexually abused children and was sexually abusing children and that continuing to retain him would be likely to result in injury to others, including the plaintiff while plaintiff was still an infant; causing, permitting and allowing the plaintiff to be sexually abused while plaintiff was still an infant; and in otherwise being careless, negligent and reckless.

104. By reason of the forgoing, plaintiff, CHRISTOPHER LONG, sustained physical and psychological injuries, including but not limited to, severe emotional distress, humiliation, fright, dissociation, anger, depression, anxiety, family turmoil, and loss of faith; a severe shock to his nervous system; certain internal injuries; and has been caused to suffer physical pain and mental anguish, and emotional and psychological damage as a result thereof, and, upon information and belief, some or all of these injuries are of a permanent and lasting nature; and,

plaintiff, CHRISTOPHER LONG, has been forced to abstain from the duties at his vocation, and has and/or will become obligated to expend sums of money for medical expenses.

105. That by reason of the foregoing, defendants are liable to plaintiff for punitive and exemplary damages.


106. That the amount of damages sought exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

107. It is hereby alleged pursuant to CPLR 1603 that the foregoing cause of action is exempt from the operation of CPLR 1601 by reason of one or more of the exemptions provided in CPLR 1602, including but not limited to, CPLR 1602(5), 1602(7) and 1602(11).

WHEREFORE, the plaintiff demands judgment against the defendants, together with compensatory and punitive damages, together with the interest, cost, and disbursements pursuant to the causes of action herein.

Dated: New York, New York  
October 25, 2019

Yours etc.,  
GAIR, GAIR, CONASON, RUBINOWITZ, BLOOM,  
HERSHENHORN, STEIGMAN & MACKAUF  
Attorneys for Plaintiff

  
PETER J. SAGHIR  
80 Pine Street, 54<sup>th</sup> Floor  
New York, New York 10005  
(212) 943-1090

STATE OF NEW YORK     )  
                                  ) ss.:  
COUNTY OF NEW YORK    )

PETER J. SAGHIR, an attorney at law licensed to practice in the courts of the State of New York, states that affirmant is a partner with the firm of Gair, Gair, Conason, Rubinowitz, Bloom, Hershenhorn, Steigman & Mackauf, attorneys for the plaintiff in the within action; that affirmant has read the foregoing

VERIFIED COMPLAINT

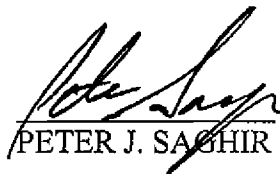
and knows the contents thereof; and that the same is true to affirmant's own knowledge except as to those matters therein stated to be alleged on information and belief and that as to those matters, affirmant believes them to be true.

Affirmant further states that the reason this verification is made by affirmant and not by the plaintiff is that the plaintiff is not within the County wherein affirmant maintains his office.

The grounds of affirmant's belief are investigation and data in affirmant's possession and consultations had with the plaintiff.

The undersigned affirms that the foregoing statements are true under penalty of perjury.

Dated: New York, New York  
October 25, 2019

  
PETER J. SAGHIR